

*The Town of Leesburg*  
MUNICIPAL GOVERNMENT CENTER  
25 WEST MARKET STREET

*AGENDA*

TOWN COUNCIL MEETING  
Tuesday, September 28, 2004  
7:30 p.m.  
Council Chambers

- 
- A. INVOCATION: Councilmember Burk
- B. SALUTE TO THE FLAG: Cub Scout Pack 958
- C. ROLL CALL – Vice-Mayor Martinez absent
- D. MINUTES:  
August 9, 2004, work session  
**(The minutes were approved by a 6-0-1 vote; Martinez absent)**  
  
August 10, 2004, regular meeting  
**(This item was deferred to the October 13 meeting)**
- E. PRESENTATIONS:
- a. Cub Scout Pack 958  
**The scouts shared quilts they had crafted for the wounded soldiers in area military hospitals.**
  - b. Resolution of Appreciation – Lt. Col. David Phillips  
**This item was deferred.**
  - c. Resolution of Appreciation – Bailey Dawn Sorrell  
**On behalf of the entire Council Mayor Umstattd presented this resolution to Miss Sorrell for her quick thinking in the rescue of her 2-year-old brother.**
  - d. Small Business Development Center Update  
**This item was deferred.**
  - e. Resolution of Appreciation – Robert S. Noe, Jr.  
**On behalf of the entire Council Mayor Umstattd presented this resolution to Mr. Noe on the occasion of his retirement.**
- F. PETITIONERS:  
**(There were 15 speakers)**

**G. PUBLIC HEARING:**

- a. Petition for residential permit parking zone in the Carrvale Subdivision (Appletree Drive, Birch Street and Cherry Lane)  
**(There were 9 speakers)**

**H. COUNCIL COMMENTS:**

**I. MAYOR'S COMMENTS:**

**J. MANAGER'S REPORT:**

**K. LEGISLATION:**

***ORDINANCES***

**On a motion by Councilmember Burk, seconded by Councilmember Horne, the following motion was approved by a 6-0-1 vote; Martinez absent:**

**ORDINANCE**

**2004-O-10**

1. Amending Chapter 10 of the Leesburg Town Code to include Section 10-134 increasing the penalty for speeding on North King Street between North Street and Oakcrest Manor Drive.

***CONSENT AGENDA***

**On a motion by Councilmember Kramer, seconded by Councilmember Hammler, the following Consent Agenda was approved by a 6-0-1 vote; Martinez absent:**

**2. RESOLUTION**

**2004-154**

VML Preliminary 2005 Legislative Program

**3. RESOLUTION**

**2004-155**

Authorizing a street resurfacing plan for FY 2005

**4. RESOLUTION**

**2004-156**

Authorizing the Mayor to sign a letter of engagement with Walton & Adams, P.C. regarding legal services in Margaret Paxton Memorial litigation

**5. RESOLUTION**

**2004-157**

Expressing continued opposition to the use of any part of the W&OD Regional Park for an electrical transmission line corridor.

***REGULAR AGENDA***

**On a motion by Councilmember Kramer; seconded by Councilmember Hammler, the following motions were approved by a 6-0-1 vote; Martinez absent:**

6. **RESOLUTION  
2004-158**

Approving Special Exception TLSE-2004-0017 Nextel stealth monopole cellular telecommunications facility, 220 Fort Evans Road, N.E., to permit a cellular telecommunications facility consisting of a stealth monopole and equipment shed.

**RESOLUTION  
2004-159**

Approving commission permit TLCP-2004-0001 Nextel stealth monopole cellular telecommunications facility, 220 Fort Evans Road, N.E., to permit a cellular telecommunications facility consisting of a stealth monopole and equipment shed.

**The following motion was deferred:**

7. **RESOLUTION**

Authorization to establish the VantageCare Retirement Health Savings Plan through the ICMA-RC for all regular town employees.

**The following motion was deferred:**

8. **RESOLUTION**

Authorization to establish the "Final Pay Program" through the ICMA-RC for all regular hourly employees.

**On a motion by Councilmember Kramer, seconded by Councilmember Horne, the following motion was approved by a 6-0-1 vote; Martinez absent:**

9. **RESOLUTION  
2004-160**

Making an appointment to the Environmental Advisory Commission – Larry Schonberger.

**The following motion was deferred:**

10. **RESOLUTION**

Making an appointment to the Cable Television Advisory Commission.

**On a motion by Councilmember Zoldos, seconded by Councilmember Kramer, the following motion was approved by a 5-1-1 vote; Mayor Umstattd opposed and Martinez absent:**

11. **RESOLUTION  
2004-161**

Authorizing offers to acquire temporary grading and construction easements from the listed property owners on Wilson and Pershing Avenues, and authorizing condemnation if offers were not accepted.

**The following item was deferred:**

12. **RESOLUTION**

Approving amendments to the FY 2005 budget to fund the Crescent District Master Plan.

**On a motion by Councilmember Burk, seconded by Councilmember Horne, the following motion was approved by a 4-2-1 vote; Hammler and Zoldos opposed and Martinez absent:**

13. **RESOLUTION**

**2004-162**

Approving the downtown parking improvement plan for Leesburg, Virginia.

L. **BOARDS AND COMMISSIONS**

- a. Airport Commission – **No comment**
- b. Thomas Balch Library Commission – **No comment**
- c. Board of Architectural Review – **No comment**
- d. Cable Commission – **No comment**
- e. Economic Development Commission – **No comment**
- f. Environmental Advisory Commission – **No comment**
- g. Information Technology Commission – **No comment**
- h. Parks and Recreation Commission – **No comment**
- i. Planning Commission – **No comment**
- j. Tree Commission – **No comment**
- k. Standing Residential Traffic Committee – **No comment**

M. **OLD BUSINESS**

- a. Olde Izaak Walton Park  
**There was no discussion of this item**

N. **NEW BUSINESS**

- a. **On a motion by Councilmember Horne, seconded by Councilmember Zoldos the following motion was approved by a 6-0-1 vote; Martinez absent:**

**RESOLUTION**

**2004-163**

Authorizing the donation of surplus property.

N. **ADJOURNMENT**

**The meeting adjourned at 10:27 p.m.**